



General Assembly

Amendment

February Session, 2018

LCO No. 5573



Offered by:

REP. DUBITSKY, 47th Dist.

REP. FISHBEIN, 90th Dist.

To: Subst. House Bill No. 5540

File No. 591

Cal. No. 392

"AN ACT CONCERNING GHOST GUNS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 29-36 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2018*):

5 (a) No individual shall manufacture a firearm without (1) first
6 obtaining a unique serial number or other mark of identification from
7 the Department of Emergency Services and Public Protection pursuant
8 to section 3 of this act, and (2) engraving upon or permanently affixing
9 to the firearm such serial number or other mark in a manner that
10 conforms with the requirements imposed on licensed importers and
11 licensed manufacturers of firearms pursuant to 18 USC 923(i), as
12 amended from time to time, and any regulation adopted thereunder.

13 (b) No individual shall manufacture any firearm from polymer
14 plastic that, after removal of grips, stocks, and magazines, is not as

15 detectible as the Security Exemplar, by walk-through metal detectors
16 calibrated and operated to detect the Security Exemplar. For purposes
17 of this subsection, "firearm" does not include the frame or receiver of
18 any such weapon and "Security Exemplar" means an object that is (1)
19 constructed of 3.7 ounces of material type 17-4 PH stainless steel, in a
20 shape resembling a handgun, or such lesser amount of material which
21 the Attorney General determines is detectable in view of advances in
22 state-of-the-art developments in weapons detection technology, and (2)
23 suitable for testing and calibrating metal detectors.

24 (c) Not later than thirty days after an individual completes
25 manufacturing a firearm pursuant to this section, such individual shall
26 notify the Department of Emergency Services and Public Protection
27 and provide any identifying information to said department
28 concerning the firearm and the owner of such firearm, in a manner
29 provided by the Commissioner of Emergency Services and Public
30 Protection.

31 [(a)] (d) No [person] individual shall remove, deface, alter or
32 obliterate the name of any maker or model or any maker's number,
33 unique serial number or other mark of identification on any firearm.
34 [as defined in section 53a-3.] The possession of any firearm upon
35 which any identifying mark, number or name has been removed,
36 defaced, altered or obliterated shall be prima facie evidence that the
37 [person] individual owning or in possession of such firearm has
38 removed, defaced, altered or obliterated the same.

39 (e) No individual shall transfer to another individual any firearm
40 manufactured in violation of this section, except as provided in
41 subdivision (2) or (3) of subsection (f) of this section.

42 (f) The provisions of this section shall not apply to (1) manufacture
43 of firearms by a federally licensed firearm manufacturer, (2) delivery
44 or transfer of a firearm to a law enforcement agency, or (3) any firearm
45 manufactured prior to October 1, 2018. Any firearm delivered or
46 transferred to a law enforcement agency pursuant to this subsection,

47 which is found to have been manufactured in violation of this section,
48 shall be destroyed.

49 (g) No individual shall knowingly facilitate, aid or abet the
50 manufacture of a firearm pursuant to this section by an individual or
51 for an individual who is otherwise prohibited by law from owning or
52 possessing a firearm.

53 [(b)] (h) Any [person] individual who violates any provision of this
54 section shall be guilty of a class C felony for which two years of the
55 sentence imposed may not be suspended or reduced by the court, and
56 five thousand dollars of the fine imposed may not be remitted or
57 reduced by the court unless the court states on the record its reasons
58 for remitting or reducing such fine, and any firearm found in the
59 possession of any [person] individual in violation of said provision
60 shall be forfeited.

61 (i) For purposes of this section, "manufacture " means to fabricate or
62 construct a firearm, "firearm" means firearm, as defined in section 53a-
63 3, and "law enforcement agency" means law enforcement agency, as
64 defined in section 29-1i.

65 Sec. 2. (NEW) (*Effective from passage*) The Department of Emergency
66 Services and Public Protection shall develop and maintain a system to
67 distribute a unique serial number or other mark of identification to any
68 individual requesting such number or mark in accordance with section
69 29-36 of the general statutes, as amended by this act. The department
70 shall maintain identifying information of the individual requesting the
71 number or mark and of the firearm for which each such number or
72 mark is requested."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2018</i>	29-36
Sec. 2	<i>from passage</i>	New section